

Sec. 9. Section 298.3, Code 2009, is amended by adding the following new subsection:
NEW SUBSECTION. 13. Demolition, clean up, and other costs if such costs are necessitated by, and incurred within two years of, a disaster as defined in section 29C.2, subsection 1.

Approved April 17, 2009

CHAPTER 66

ABBREVIATED ELECTRIC TRANSMISSION FRANCHISE PROCESS

S.F. 279

AN ACT providing for the establishment of an abbreviated electric transmission franchise process, and providing an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 478.1, Code 2009, is amended by adding the following new subsection:
NEW SUBSECTION. 5. Notwithstanding any other provision of this chapter, if an existing transmission line, wire, or cable is operating at thirty-four and one-half kilovolts, it may be franchised, rebuilt, and upgraded to be capable of operation at sixty-nine kilovolts using an abbreviated franchise process if the upgraded line will meet required safety standards, will be on substantially the same right-of-way, and will have substantially the same effect on the underlying properties. The abbreviated franchise process shall not require published notice or a public informational meeting. The board may adopt rules defining relevant terms, setting forth the steps of the abbreviated process, and specifying the requirements for the petition and landowner notification. The petitioner shall provide written notice concerning the anticipated construction to the last known address of the owners of record of the property where construction will occur and to the parties residing on such property. The franchise may be granted if the board finds the upgraded line is necessary to serve a public use and represents a reasonable relationship to an overall plan of transmitting electricity in the public interest. The franchise shall not become effective until the petitioner has paid, or agreed to pay, all costs and expenses of the franchise proceeding specified in section 478.4.

Sec. 2. **EFFECTIVE DATE.** This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 17, 2009

CHAPTER 67**STATEWIDE MUTUAL AID COMPACT
AND LOCAL EMERGENCY MANAGEMENT***S.F. 441*

AN ACT relating to local emergency management by modifying provisions of the statewide mutual aid compact.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 29C.22, unnumbered paragraph 1, Code 2009, is amended to read as follows:

This statewide mutual aid compact is entered into with all other emergency management commissions established pursuant to section 29C.9, counties, cities, and other political subdivisions that enter into this compact in substantially the following form:

Sec. 2. Section 29C.22, subsection 1, paragraph a, Code 2009, is amended to read as follows:

a. This compact is made and entered into by and between the participating emergency management commissions established pursuant to section 29C.9, counties, cities, and political subdivisions which enact this compact. For the purposes of this agreement, the term “participating governments” means emergency management commissions, counties, cities, townships, and other political subdivisions of the state which have not, through ordinance or resolution of the governing body, acted to adopt withdraw from this compact. The inclusion of emergency management commissions in the term “participating governments” shall not convey taxing authority or other legal authority to emergency management commissions that is not otherwise granted in this chapter.

Sec. 3. Section 29C.22, subsection 3, Code 2009, is amended by adding the following new paragraph:

NEW PARAGRAPH. e. For purposes of this subsection, “authorized representative of a participating government” means a mayor or the mayor’s designee, a member of the county board of supervisors or a representative of the board, or an emergency management coordinator or the coordinator’s designee.

Sec. 4. Section 29C.22, subsection 11, paragraph a, Code 2009, is amended to read as follows:

a. This compact shall become operative ~~immediately upon its adoption by ordinance or resolution by the governing bodies of any two political subdivisions July 1, 2009~~. Thereafter, this compact shall become effective as to any other political subdivision upon its adoption by ordinance or resolution of the governing body of the political subdivision.

Approved April 17, 2009